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4 UNITED STATES DISTRICT COURT  
5 WESTERN DISTRICT OF WASHINGTON  
6 AT TACOMA

7 GREGORY S. ROBINSON,

8 Petitioner,

9 v.

10 SCOTT FRAKES,

11 Respondent.

No. C11-5302 RJB/KLS

ORDER ADOPTING REPORT AND  
RECOMMENDATION

12 The Court, having reviewed the petition for writ of habeas corpus, the response, the  
13 Report and Recommendation of Magistrate Judge Karen L. Strombom (Dkt. 33), if any, and the  
14 remaining record, does hereby find and **ORDER**:

- 15 (1) The Court adopts the Report and Recommendation (Dkt. 33).  
16 (2) Claims 3 and 5 of the petition for writ of habeas corpus (Dkt. 5) are **denied**.  
17 (3) A Certificate of Appealability is **DENIED**.  
18 (4) This action is **DISMISSED**.

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20 **DATED** this 12th day of March, 2012.

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23 ROBERT J. BRYAN  
24 United States District Judge  
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